

1 KAREN P. HEWITT
United States Attorney
2 PAUL L. STARITA
Assistant United States Attorney
3 California State Bar No. 219573
United States Attorney's Office
4 880 Front Street, Room 6293
San Diego, California 92101-8893
5 Telephone: (619) 557-6507 / Fax: (619) 235-2757
Email: paul.starita@usdoj.gov

6 Attorneys for Plaintiff
7 United States of America

8 UNITED STATES DISTRICT COURT
9 SOUTHERN DISTRICT OF CALIFORNIA

10 UNITED STATES OF AMERICA,)	Criminal Case No. 08CR0986-JAH
)	
11 Plaintiff,)	
)	UNITED STATES' MOTION TO
12 v.)	DISMISS INDICTMENT WITHOUT
)	PREJUDICE
13 BAUDELIO TIZOC-RAMIREZ,)	
)	
14 Defendant.)	
)	
15 _____)	

16 COMES NOW the Plaintiff, UNITED STATES OF AMERICA, by and through its counsel,
17 Karen P. Hewitt, United States Attorney, and Paul L. Starita, Assistant United States Attorney,
18 respectfully requests pursuant to Rule 48(a), Federal Rules of Criminal Procedure, that the Court
19 dismiss without prejudice, the Indictment in the above-entitled case. This motion is made in the
20 interest of justice.

21 DATED: July 31, 2008.

22 Respectfully submitted,

23 KAREN P. HEWITT
United States Attorney

24 /s/ Paul L. Starita
25 PAUL L. STARITA
Assistant United States Attorney
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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,)	Criminal Case No. 08CR0986-JAH
)	
Plaintiff,)	
)	
v.)	UNITED STATES' MOTION TO
)	DISMISS INDICTMENT WITHOUT
)	PREJUDICE
BAUDELIO TIZOC-RAMIREZ,)	
)	
Defendant.)	
)	
)	

IT IS HEREBY CERTIFIED THAT:

I, Paul L. Starita, am a citizen of the United States and am at least eighteen years of age.
My business address is 880 Front Street, Room 6293, San Diego, California 92101-8893.

I am not a party to the above-entitled action. I have caused service of **UNITED STATES' MOTION TO DISMISS INDICTMENT WITHOUT PREJUDICE** on the following parties by electronically filing the foregoing with the Clerk of the District Court using its ECF System, which electronically notifies them.

1. Elizabeth Barros, Esq., Federal Defenders of San Diego, Inc.

I hereby certify that I have caused to be mailed the foregoing, by the United States Postal Service, to the following non-ECF participants on this case:

1. N/A.

the last known address, at which place there is delivery service of mail from the United States Postal Service.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on July 31, 2008.

/s/ Paul L. Starita
PAUL L. STARITA